

#### PCT Applicant's Guide - Volume II - National Chapter - US

## COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

(Includes Reference to PCT International Applications)

As below named inventors, we hereby declare that:

Our residences, post office addresses and citizenships are as stated below next to our names. We believe we are the original, first and joint inventors of the subject matter which is claimed for and which a patent is sought on the invention entitled:

"A TRANSFORMANT FOR SCREENING OF INHIBITORS FOR HUMAN IMMUNODEFICIENCY VIRUS"

the specification of which is attached hereto.

We hereby state that we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code, \$119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by us on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

## PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. 119

COUNTRY	APPLICATION NO.	DATE OF FILING	PRIORITY CLAIMED
(if PCT Indicate	PCT)	(day/month/year)	
Korea	2000-0018489	08/04/00	YES
PCT	PCT/00/01173	18/10/00	NO

#### POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith, Morris Relson <u>#15,108</u>, Gordon D. Coplein <del>#19,1</del>65, William F. Dudine, Jr<u>#20, 56</u>9, Michael J. Sweedler #19,937, S. Peter Ludwig #25,351, Paul Fields #20,298, Joseph B. Lerch #26,936, Melvin C. Garner #26,272, Ethan Horwitz #27,646, Beverly B. Goodwin #28,417, Adda C. Gogoris #29,714, Martin E. Goldstein #20,869, Bert J. Lewen #19,407, Henry Sternberg #22,408, Peter C. Schechter #31,662, Robert Schaffer #31,194, David R. Francescani #29,159, Robert C. Sullivan, Jr., #30,499

all of the firm of DARBY & DARBY P.C., 805 Third Avenue, New York, NY 10022.

SEND CORRESPONDENCE TO:

DARBY & DARBY P.C. 805 Third Avenue New York, NY 10022 DIRECT TELEPHONE CALLS TO:

S. Peter Ludwig

212-527-7700

We hereby declare that all statements made herein of our knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such false statements may jeopardize the validity application or any patent issued thereon.

Full name of first inventor: NAM, Hyuk-Jun

Inventor's signature: Hyukjum Van Date: November 15, 2001

Country of Citizenship: Republic of Korea

Residence: Seoul, Republic of Korea K

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Full name of second inventor: KIM, Sang-Hern

Inventor's signature: Kir Day Wors

Date: November 15, 2001

Country of Citizenship: Republic of Korea

Residence: Taejon, Republic of Korea

Post Office Address:

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Republic of Korea

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): NAM, Hyuk-Jun, et al.

Serial No.:

Group Art Unit:

Filed:

Examiner:

For: A TRANSFORMANT FOR SCREENING OF INHIBITORS FOR HUMAN IMMUNODEFICIENCY VIRUS

Honorable Commissioner of Patents and Trademarks Washington, D.C. 20231

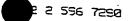
#### DECLARATION

- I, NAM, Hyuk-Jun, one of coinventors of the aboveidentified application, do hereby declare and state as follows:
- 1. The strain *E. coli/*pNH1Psi(SL1234) (Accession No. KCCM-10194) has been deposited with the Korean Culture Center of Microorganisms(KCCM), the international depository authority located at 361-221 Hongje-1-dong, Seodaemun-gu, Seoul 120-091, Republic of Korea, under the terms of the Budapest Treaty.
  - 2. In support of the statement, a copy of the

deposit receipt for  $E.\ coli/pNH1Psi(SL1234)$  is attached herewith.

- 3. The strain will be irrevocably and without restriction of condition released to the public upon the issuance of U.S. Patent citing the above strain.
- 4. The strain is available, and will be available during pendency of the application, to one determined by the Commissioner of Patents and Trademarks to be entitled thereto under 37 C.F.R. § 1.14 and 35 U.S.C. § 122.
- 5. I declare that all statements made herein are based on personal knowledge or upon information and belief and are believed to be true; and, further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and such willful false statements may jeopardize the validity of the above-identified application or any patent issuing thereon.

Date: Nov. 15, 2001 Hyuk)m Nam. Nam. Hyuk-Jun





# BUDAPEST TREATY ON THE INTERNATIONAL RECOGNITION OF THE DEPOSIT OF MICROPHIANISMS FOR THE PURPOSES OF PATENT PROCEDURE

### INTERNATIONAL FORM

To. HCHANG YOU
Shocho-Gu. Hanvo-Dong 505,
The Catholic University of Korea,
Medical College, Dept. of Pathology,
Seoul,
KOREA

RECEIPT IN THE CASE OF AN ORIGINAL issued pursuant to Rule 7.1 by the INTERNATIONAL DEPOSITIVEY AUTHORITY identified at the bottom of this page

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Identification reference given by the DEPOSITION:	Accession number given by the
E cult /pNH1Psi(SL1234)	INTERNATIONAL DEPOSITARY AUTHORITY :
	KCCM - 10194
II. SCIENTIFIC DESCRIPTION AND/OR PA	ROPOSED TAXONOMIC DESIGNATION
The microorganism identified under I above	: Was accompanied by:
a scientific description	÷
z proposed taxonomic designation	
(Mark with a cross where applicable)	
I PECEIRE AND ACCOUNT	
I RECEIPT AND ACCEPTANCE	
he microorganism identified under I above Authority on Mar. 31, 2000 and a request inder the Budapost Treaty was received by	
he nuccorganism identified under I above Nuthority on Mar. 31, 2000 and a removal	to convert the original deposit to a deposit it on Jul. 14, 2000.
he microorganism identified under I above Authority on Mar. 31, 2000 and a request inder the Budapost Treaty was received by	to convert the original deposit to a deposit it on Jul.,14, 2000.  RITY
he microcryanism identified under I above Authority on Mar. 31, 2000 and a request inder the Budapost Treaty was received by INTERNATIONAL DEPOSITARY AUTHORITY AUTHORITY AUTHORITY AUTHORITY AUTHORITY AUTHORITY AUTHORITY AUTHORITY AUTHORITY OF Microcryanism	RITY  Signature(s) of person(s) having the power
he microcryanism identified under I above Authority on Mar. 31, 2000 and a request inder the Budapost Treaty was received by INTERNATIONAL DEPOSITIARY AUTHORITHME : Korean Culture Center of Microorganism Address: 361-221, Yurim PAD	Signature(s) of person(s) having the power to represent the International Depositary
he microcryanism identified under I above Authority on Mar. 31, 2000 and a request inder the Budapost Treaty was received by INTERNATIONAL DEPOSITARY AUTHORITY AUTHORITY AUTHORITY AUTHORITY AUTHORITY AUTHORITY AUTHORITY AUTHORITY AUTHORITY OF Microcryanism	RITY  Signature(s) of person(s) having the power.